

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

*** FILED ***
06/07/2001

05/31/2001

CLERK OF THE COURT
FORM D012

HONORABLE DAVID L. ROBERTS

D. McGraw
Deputy

DR 2000-093974
DR 1997-096873

IN RE THE MARRIAGE OF
THOMAS MICHAEL MEDINA

FILED: _____

THOMAS MICHAEL MEDINA
5136 E EVERGREEN ST #1037
MESA AZ 85205-0000

AND

ESTHER CHRISTINE MEDINA

ESTHER CHRISTINE MEDINA
1050 N HORNE ST #60
MESA AZ 85203-0000

TRIAL MINUTE ENTRY
DAY ONE

1:32 p.m. This is the time set for trial. Father is
present on his own behalf. Mother is present on her own behalf.

Court Reporter, Kristin Woodall, is present.

Thomas Michael Medina and Esther Christine Medina are sworn
and testify.

The Court file reflects Mother has filed her Certificate of
Completion of the Parent Information Program.

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Father provides his Certificate of Completion of the Parent Information Program to the Court and the Court directs the clerk to file Father's Certificate of Completion this date.

Decree of Dissolution of Marriage

The Court finds that both of the parties have been domiciled in Arizona for more than 90 days immediately prior to the filing of the Petition for Dissolution of Marriage. The conciliation provisions of A.R.S. §25-381.09 do not apply or have been met. The marriage is irretrievably broken. There are two minor children common to the parties; namely: Valerie Kristine Medina born July 21, 1989, and Kristen Raelene Medina born October 19, 1993. The Wife is not pregnant. The Wife was served with the petition to dissolve the marriage on July 6, 2000. Both parties have completed the Parent Information Program and have filed their certificates of completion.

Neither party claims spousal maintenance from the other.

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The parties have agreed in open court regarding resolution of certain issues. The terms thereof are not unfair and are not unreasonable.

At the present time Father is subject to terms of probation in a criminal action which do not permit him to have contact with either of the children. Father has had no contact with either of the children for approximately four (4) years.

A separate action exists between the parties, cause number DR 97-96873, in which a child support order was entered on January 7, 1998 requiring Father to pay Mother support for the two minor children in the amount of \$478.00 per month effective January 1, 1998. That is a IV-D case and the order continues in effect to this time. For this reason the Court does not make a separate child support order at this time.

To the extent the Court has jurisdiction to do so, the Court considers, approves, and makes provision for child custody, visitation and support of the minor children, the maintenance of either spouse, and the division of property.

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IT IS ORDERED, as follows:

The marriage of the parties is dissolved.

The care and custody and control of the two minor children of the parties is granted to Mother. Because of Father's terms of probation, the Court does not establish any access between the Father and the children at this time.

Neither party is required to pay spousal maintenance to the other.

The Court finds that the residential premises known as 722 North 96th Place, Mesa, Arizona, was acquired by Wife prior to marriage and is her sole and separate property and it is confirmed to her as such.

The 401k account which has arisen through Husband's employment with Libby Owens Ford is community property and is granted to the parties equally.

The 401k account which has arisen through Husband's employment with Out Of Stock Distribution is community property as to the portion thereof attributable to the period prior to

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July 6, 2000, and it is the Husband's separate property to the extent attributable to the period after July 6, 2000. The Husband's separate portion is confirmed to him as his sole and separate property. The community portion is granted to the parties equally.

The Court reserves jurisdiction to enter Qualified Domestic Relations Orders or other appropriate orders with respect to the foregoing 401k accounts.

Husband is granted as his sole and separate property the following: 1992 Ford Taurus, furniture, household goods, clothing, personal effects, other items of tangible personal property, and financial institution accounts now in the possession or control of Husband.

Wife is granted as her sole and separate property the following: 1989 Buick, furniture, household goods, clothing, personal effects, other items of tangible personal property, and financial institution accounts now in the possession or control of the Wife.

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Husband shall hold Wife harmless from the following obligations: any obligation to Father's brother, Randy Medina, any obligation to Bob Lee, any obligation related to the criminal action against Husband, and any obligation incurred by Husband after July 6, 2000.

Wife shall hold Husband harmless from the following obligations: the Sears account in name of Wife, any obligation secured by or incurred in connection with Wife's separate property known as 722 North 96th Place, Mesa, Arizona, and any obligation incurred by Wife after July 6, 2000.

Pursuant to stipulation of the parties in open court, Mother shall be entitled to claim the two minor children of the parties as dependents for income tax purposes.

The Court makes the findings necessary under *Rule 58 (d) Arizona Rules of Civil Procedure* and signs this Minute Entry as the Formal Written Decree of Dissolution of Marriage.

2:41 p.m. Trial concludes.

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FILED: Father's Certificate of Completion of the Parent
Information Program.

Signed this date: 4 June 2001

/S/ HONORABLE DAVID S. ROBERTS

JUDICIAL OFFICER OF THE SUPERIOR COURT